

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|   |                           |
|---|---------------------------|
| In re Application of:   | Examiner: Roane, Aaron F. |
| Inventor: David K. Swanson  | Art Unit: 3739            |
| App. No.: 10/727,143  | Docket No. 03-0312 (US01) |
| Filing Date: December 2, 2003   | Confirmation No. 5314     |
| Title: SURGICAL METHODS AND APPARATUS FOR FORMING LESIONS IN TISSUE AND CONFIRMING WHETHER A THERAPEUTIC LESION HAS BEEN FORMED |                           |

**AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION**

Mail Stop Amendment  
Commissioner for Patents  
Box 1450  
Alexandria, Virginia 22313-1450

Commissioner:

Applicant respectfully requests entry of this Amendment and Response to the non-final Office Action mailed on June 15, 2007, which is believed to place the application in condition for allowance.

Amendments to the claims are reflected in the listing of claims beginning on page 2.

Remarks begin on page 8.

---

**CERTIFICATE OF EFS-WEB TRANSMITTAL**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below via the USPTO-EFS-Web filing system.

---

Nancy N. Rushton

Name of Person transmitting Paper

---

October 15, 2007

Date of deposit

---

/Nancy N. Rushton/

Signature of Person depositing Paper